



**"The City With a Heart"**

Jim Ruane, Mayor  
Michael Salazar, Vice Mayor  
Ken Ibarra, Councilmember  
Rico E. Medina, Councilmember  
Irene O'Connell, Councilmember

## **MINUTES**

### **SAN BRUNO CITY COUNCIL**

**June 14, 2011**

**7:00 p.m.**

**1. CALL TO ORDER: THIS IS TO CERTIFY THAT** the San Bruno City Council met on June 14, 2011 at the San Bruno Senior Center, 1555 Crystal Springs Rd., San Bruno, CA. The meeting was called to order at 7:00 p.m.

**Mayor Ruane** thanked the San Bruno Garden Club for providing the beautiful floral arrangement.

**2. ROLL CALL/PLEDGE OF ALLEGIANCE:** Presiding was Mayor Ruane, Vice Mayor Salazar and Council Member Medina. Councilmembers Ibarra and O'Connell were excused with notice. Recording by Clerk Bonner. **Fire Chief Haag** Led the Pledge of Allegiance.

**3. ANNOUNCEMENTS:**

**Mayor Ruane** announced San Bruno hosted a visit from the chairwoman of the National Transportation Safety Committee last week. She met with staff, residents and visited the site. He said it was very informative the City looks forward to their final report tentatively scheduled for the end of August.

**4. PRESENTATIONS:** None.

**5. REVIEW OF AGENDA:**

**Mayor Ruane** moved Item 11. to follow Item 8. He also removed Item 10.g. from this evening's agenda.

**6. APPROVAL OF MINUTES:** City Council Meeting of May 24, 2011 and City Council Closed Session of May 24, 2011, approved as submitted.

**7. CONSENT CALENDAR:**

- a. **Approve:** Payroll of May 22, 2011.
- b. **Approve:** Accounts Payable of May 23 and 30, 2011.
- c. **Adopt:** Resolution Amending the Salary Plan for Unclassified, Part-time, Temporary and Seasonal Employee Classifications.
- d. **Adopt:** Resolution Approving Side Letter of Agreement Between the City of San Bruno and the Police Bargaining Unit, Extending the Existing Memorandum of Understanding and Authorizing its Execution by the City Manager.
- e. **Adopt:** Resolution Extending the Expiration Date of the Fire Battalion Chief Employment Eligibility List.

f. **Receive:** City Council Donations Subcommittee Report on the Set Aside Funds for Extreme and Unexpected Circumstances Related to the Glenview Fire.

**Councilmember Medina** asked to pull Item 7.c.

**M/S Medina/Salazar** to approve the remainder of the Consent Calendar and passed with all ayes. Councilmember's Ibarra and O'Connell excused with notice.

**Councilmember Medina** asked 7.c. be corrected under bus driver, effective 4/1/08 had a top step of \$21.22; on the new rate effective 06/20/11 it was \$12.68. It appeared not to be carried over correctly.

**M/S Medina/Salazar** to approve changes to 7.c. and passed with all ayes, Councilmembers Ibarra and O'Connell excused with notice.

## **8. PUBLIC HEARINGS (Notices have been published, posted and mailed):**

a. Hold Public Hearing, Adopt Resolution Approving a Six-Month Extension of Planned Development Permit 05-02, Allowing for the Development of 510 New Residential Units; and Adopt a Resolution Approving a Six-Month Extension of Planned Development Permit 10-01 and Architectural Review Permit 10-06 which Allows the 308 Apartment Unit Renovation Project, Per Chapter 12 of the San Bruno Municipal Code.

**Community Director Aknin** gave an overview of the request for a six-month extension and asked for questions.

**Vice Mayor Salazar** asked why both were being extended? **Aknin** said they wanted to keep all options open from a legal standpoint.

**Sean Finnegan, AIMCO** said HUD has thirty loans, and they are number eight, giving them the timeframe they hope that can meet the start date of September to October.

**Mayor Ruane** opened the Public Hearing.

**Julie Rossovich, Summit Street** said they are uninformed as residents. She asked if they are going for the 300 units or the 500 units? She said what are the plans for the development? What about the mold, what is going to happen during construction to make sure this is not airborne? She asked for signage and traffic control. Can signs be placed going down Elston so there is no right into Sharp Park access? Can a sign be made that is visible? More traffic control during the busier hours coming up Sharp Park Blvd down Westborough.

**Aknin** said the developer has committed to the 308 units. Regarding airborne particles, the County Health Department had no concern. They will be involved during the renovation. Street detour signs are a great idea.

**M/S Medina/Salazar** to close the Public Hearing and passed with all ayes. Councilmembers Medina and O'Connell absent with notice.

**Councilmember Medina** said it will be good to see progress.

**Councilmember Medina** introduced the resolution approving a six-month extension of planned development Permit 05-02, and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

**Councilmember Medina** introduced the resolution approving a six-month extension of planned development permit 10-01 and Architectural Review Permit 10-06 and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

**City Manager Jackson** clarified the agenda captured the resolution differently than the actual resolution and it should be noted: "Resolution Approving First Amendment to Public Improvements Agreement and Extending Timeline of Amended Development Plan for the Pacific Bay Vistas

Project, introduced by **Councilmember Medina** and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

b. Hold Public Hearing and Adopt Resolution Amending Master Fee Schedule for 2011-12 Establishing Fees for Municipal Services.

**Finance Director Suen** gave an overview of the staff report and asked for questions.

**Mayor Ruane** opened the public hearing. No one wished to speak.

**M/S Medina/Salazar** closed the public hearing and passed with all ayes. Councilmembers Ibarra and O'Connell absent with notice.

**Councilmember Medina** introduced the resolution for adoption and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

11. Receive Annual Report from the Planning Commission.

**Chair Perry Peterson** gave an overview of what the Planning Commission has done over the last year and the plans they have for the coming year. He said there is a very dedicated and knowledgeable group of planning commissioners and introduced each, including Mary Lou Johnson who was present at the meeting.

**Councilmember Medina** commended the Commission for their willingness to have extra meetings.

**Mayor Ruane** thanked the Commission for their job.

## 9. PUBLIC COMMENT ON ITEMS NOT ON AGENDA:

**Michelle, Freddie and Meridian**, representing a program of the Youth Leadership Institute of San Mateo County introduced one of their campaigns, "Smoke Free Hollywood." They asked Council to adopt a resolution supporting the campaign to urge the motion picture industry to make movies tobacco free.

## 10. CONDUCT OF BUSINESS:

a. Receive Oral Report on the Progress of the San Bruno Caltrain Grade Separation Project.

**Public Services Director Fabry** gave a brief introduction of the Grade Separation Project and Introduced Rafael Bologne.

**Project Manager Rafael Bologne** for Caltrain gave a powerpoint overview of the calendar for the work to be conducted on the Caltrain Grade Separation and asked for questions. He said there would be a public outreach meeting July 13, 2011 to be held at Bellaire School.

**Councilmember Medina** asked what types of complaints have been received?

**Bologne** said there were a number of questions regarding timing, utilities, drainage, night work.

**Councilmember Medina** asked about graffiti and if it is being taken care of in a timely manner? **Bologne** concurred. **Councilmember Medina** asked about mounds of dirt blowing around? **Bologne** said he would see if they can be better protected.

**Mayor Ruane** asked about unknowns? **Bologne** said a lot of utilities were not where they thought they were. He said the much heavier than usual rain has delayed them two months; however, they anticipate catching up and remaining on schedule for the final completion.

b. Adopt Resolution Authorizing the City Manager to Execute a Contract with BKF Engineers for a Not-To-Exceed Amount of \$298,516 to Provide Engineering Design Services for the Glenview Neighborhood Reconstruction Project.

**Public Services Director Fabry** gave an overview of the staff report through a powerpoint presentation.

**Councilmember Medina** expressed his concern about energy efficient lights and sometimes efficiency is not as bright a light as neighborhoods like to see. He asked what are some of the projects BKF are noted for? **Fabry** said she would follow-up.

**Vice Mayor Salazar** said looking at the quality of the proposal, there are so many variables, and so many points undefined and he felt the uncertainty could play a big role. **Fabry** said it is a unique project and there will be many construction phases but this project needs to be on a fast track/schedule. Decisions will need to be made on additional information. **Vice Mayor Salazar** suggested making policy decisions up front might expedite the process, rather than designing many solutions and trying to decide from those. **Mayor Ruane** agreed with Vice Mayor Salazar.

**Fabry** said she received information on BKF designed a domestic sewer and water replacement project. They also designed a big storm water project in San Antonio.

**City Manager Jackson** said staff heard Council's concerns regarding designing solutions that might not be used. She said it is their intent to work closely with the project manager. She said the work effort is engineering analysis and design capability to understand what might be the best solution as well as the alternatives.

**Councilmember Medina** introduced the resolution for adoption and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

c. Receive Report and Provide Direction Regarding the Establishment of a Planning Committee to Develop an Event to Commemorate the One-Year Anniversary of the Glenview Fire.

**Community Services Director Schwartz** gave a number of possible suggestions on events to be planned for the one-year anniversary of the Glenview incident. Staff recommends a planning committee made up of one or two Councilmembers, interested residents from the Glenview area, and some members of the long-term recovery committee.

**Mayor Ruane** assigned himself and Vice Mayor Salazar and said they would like to outreach to the greater San Bruno community, especially those affected most directly. He asked the City Clerk be contacted if they are interested in participating.

**Councilmember Medina** said two separate one for the sensitivity of those affected in the neighborhood and maybe a community thing later.

d. Authorize Fireworks Stand Permits for 2011 Upon Finding that the Non-Profit Organizations Meet Requirements of Resolution 2008-59 and Ordinance No. 1700.

**City Clerk Bonner** summarized the staff report. **City Manager Jackson** talked about zero tolerance in San Bruno. Addressing concerns expressed by the residents, the City will have additional police patrol. A two-officer team will be assigned to the Glenview area. She also talked about the weeds in the Glenview area which will be removed before the July 4 season.

**M/S Medina/Salazar** to authorize the fireworks stand permits and passed with all ayes. Councilmembers Ibarra and O'Connell absent with notice.

e. Adopt Resolution Authorizing City Manager to Execute a Third Amendment to the Agreement with San Mateo County for the Provision of Animal Control Services Extending the Term of the Agreement through June 20, 2015, Amending the Payment Schedule to the County, and Adding Specific Terms.

**City Manager Jackson** gave an overview of the staff report and asked for questions.

Councilmember Medina said he liked the concept of the meetings to explore more alternatives. He asked how the additional costs were taken care of in the past? **City Manager Jackson** said that amount was developed through different smaller amounts.

**Councilmember Medina** introduced the resolution for adoption and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

f. Adopt Resolution Authorizing the City Manager to Execute a Contract Change Order with Technology, Engineering & Construction, Inc. and Appropriate \$40,000 from the General Fund Reserve to the Diesel Storage Tank Replacement Project for the Remediation of Contaminated Soils and Groundwater.

**Public Works Deputy Director Wong** gave an overview of the staff report and asked for questions.

**Vice Mayor Salazar** asked how the contamination happened. **Wong** said during fueling of a vehicle, there is a tendency to spill while filling. Vice Mayor Salazar asked what was the cost? **Wong** said he would research and get back to Council.

**Councilmember Medina** Introduced the resolution for adoption and passed with a unanimous vote. Councilmembers Ibarra and O'Connell absent with notice.

g. Adopt Resolution Approving the Water Supply Assessment for the Transit Corridors Plan.

## **11. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES:**

Receive Annual Report from the Planning Commission (moved to follow Item 8.)

## **12. COMMENTS FROM COUNCIL MEMBERS:**

## **13. CLOSED SESSION:**

**Mayor Ruane** said they would be going into Closed Session with no reportable action.

- a. Confer with Legal Counsel Regarding *Baykeeper v. City of San Bruno United States District Court Civil Case No. 00753 SC* (Cal. Gov't Code Section 54956.9(a)).
- b. The City Manager and Human Resources Director Request a Closed Session Pursuant to Cal Gov't Code Section 54957.6 Regarding Direction for Labor Negotiations with the Public Safety Mid Management Bargaining Units.
- c. Confer with Legal Counsel Regarding Anticipated Litigation (one case) (Cal Gov't Code Section 54954.9 (a)).

**14. ADJOURNMENT:**

**Mayor Ruane** closed this meeting at 8:39 p.m. The next Council Meeting will be held on June 28, 2011 at 7:00 p.m. at the Senior Center, 1555 Crystal Springs Road, San Bruno.

Respectfully submitted for approval  
at the regular City Council Meeting of  
June 28, 2011

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Carol Bonner, City Clerk

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Jim Ruane, Mayor

8:39